

CHAPTER NO. 431

HOUSE BILL NO. 1253

By Representative Rinks

Substituted for: Senate Bill No. 1237

By Senator Ramsey

AN ACT to amend Tennessee Code Annotated, Title 56, relative to staff leasing companies.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 56, is amended by adding the following as new chapter 55:

56-55-101. As used in this part, "employee or staff leasing company employee benefit and welfare plan" means a plan offered to the employees of employee or staff leasing companies or staff leasing groups which are duly licensed pursuant to the Tennessee Employee Leasing Act, compiled in title 62, chapter 43.

56-55-102. An employee or staff leasing company or staff leasing group may sponsor and maintain employee benefit and welfare plans in accordance with § 62-43-113(d) for the benefit of its leased employees. The self-insured plans developed under this section are not subject to the premium taxes imposed by title 56.

SECTION 2. The general assembly recognizes that it was not its intent to subject to liability employee or staff leasing companies or staff leasing groups that have offered or will offer their leased employees employee benefit and welfare plans for the payment of insurance premium taxes, and that in order to effectuate the intent of the general assembly, the provisions of section 56-55-102 shall be retroactive to April 22, 1996.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 26, 2005


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 17th day of June 2005


PHIL BREDESEN, GOVERNOR